

Application No.: 10/728,701
Amendment dated: September 26, 2006
Reply to Office Action of: March 27, 2006

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

Claim 1 (currently amended): An enclosed opening means comprising:

~~for~~ an elongated tubular housing with a sealed end and an open end with a fluid disposed near said sealed end; and
~~comprising~~ a cylinder with an open end and a sealed end with a sealing diameter provided around said cylinder that is approximately that of the inside diameter of the elongated tubular housing and provides a seal to prevent the release of the fluid from between the elongated tubular housing and the opening means and with an outside diameter at the sealed end of the cylinder smaller than the inside diameter of the elongated tubular housing and a fracture line provided near the sealed end of the cylinder at a location on the other side of the sealing diameter where the fluid is disposed;

wherein said enclosed opening means is disposed in the elongated tubular housing with the open end towards the fluid thereby sealing the fluid within the elongated tubular housing and whereby said enclosed opening means is operated by bending the elongated tubular housing near the enclosed opening means.

Claim 2 (original): An enclosed opening means as in claim 1, wherein an applicator tip is affixed to said open end of said elongated tubular housing.

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Claim 3 (original): An enclosed opening means as in claim 1 or 2, wherein said open end of said elongated tubular housing has a smaller inside diameter than the elongated tubular housing.

Claim 4 (original): An enclosed opening means as in claim 1 or 2, wherein an elongated member is disposed near the sealed end of said elongated tubular housing.

Claim 5 (original): An enclosed opening means as in claim 4, wherein said elongated member comprises of a pointed free end and a fixed end affixed to the sealed end of said elongated tubular housing with a fracture line provided near the sealed end of said elongated tubular housing.

Claim 6 (original): An enclosed opening means as in claim 1, wherein a tube with two open ends is inserted through the open end of said elongated tubular housing with one open end protruding from said open end of said elongated tubular housing.

Claim 7 (original): An enclosed opening means as in claim 6, wherein an applicator tip is affixed to said open end of said tube.

Claim 8 (original): An enclosed opening means as in claim 6 or 7, wherein an elongated member is disposed near the sealed end of said elongated tubular housing.

Claim 9 (original): An enclosed opening means as in claim 8, wherein said elongated member comprises of a pointed free end and a fixed end affixed to the sealed end of said elongated tubular housing with a fracture line provided near the sealed end of said elongated tubular housing.

Claim 10 (currently amended): An enclosed opening means comprising:

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a tubular housing with a first sealed end and a second sealed end with a reduced outside diameter at the second sealed end enclosing a fluid and a fracture line provided near said second sealed end; and

a tube with generally constant diameter throughout its length and with a first open end and a second open end whereby said first open end encloses the second sealed end of said tubular housing such that it forms a seal around the second sealed end at a location aft of the fracture line;

wherein when the tube is bent at or near said fracture line, the fluid will be released through the tube.

Claim 11 (original): An enclosed opening means as in claim 10, wherein an applicator tip is affixed to said second open end of said tube.

Claim 12 (original): An enclosed opening means as in claim 10 or 11, wherein an elongated member is disposed in said tubular housing.

Claim 13 (original): An enclosed opening means as in claim 12, wherein said elongated member comprises of a pointed free end and a fixed end affixed to the first sealed end of said tubular housing with a fracture line provided near the first sealed end of said tubular housing.

Claim 14 (currently amended): An enclosed opening means comprising:

for an elongated tubular housing with a sealed end and an open end with a fluid disposed near said sealed end; and

comprising a tubular section with two open ends and a seal separating the two open ends disposed within the tubular section between the two open ends and an outside diameter of the tubular section near the seal that is smaller than an outside diameter of the

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tubular section near said two open ends with a fracture line provided on one side of the seal disposed at the section with the reduced outside diameter and an opening positioned on the other side of the seal disposed at the section with the reduced outside diameter;

wherein the enclosed opening means is affixed in the elongated tubular housing such that the open end with the fracture line is disposed towards the fluid and the open end with the opening is disposed toward the open end of the elongated tubular housing.

Claim 15 (original): An enclosed opening means as in claim 14, wherein an applicator tip is affixed to said open end of said elongated tubular housing.

Claim 16 (original): An enclosed opening means as in claim 14 or 15, wherein an elongated member is disposed near the sealed end of said elongated tubular housing.

Claim 17 (original): An enclosed opening means as in claim 16, wherein said elongated member comprises of a pointed free end and a fixed end affixed to the sealed end of said elongated tubular housing with a fracture line provided near the sealed end of said elongated tubular housing.

Claim 18 (original): An enclosed opening means as in claim 14, wherein a tube with two open ends is inserted through the open end of said elongated tubular housing with one open end protruding from said open end of said elongated tubular housing.

Claim 19 (original): An enclosed opening means as in claim 18, wherein an applicator tip is affixed to said open end of said tube that protrudes from said open end of said elongated tubular housing.

Claim 20 (original): An enclosed opening means as in claim 18 or 19, wherein an elongated member is disposed near the sealed end of said elongated tubular housing.

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Claim 21 (original): An enclosed opening means as in claim 20, wherein said elongated member comprises of a pointed free end and a fixed end affixed to the sealed end of said elongated tubular housing with a fracture line provided near the sealed end of said elongated tubular housing.